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5  
6 Attorney for Murrell Vailes

7 **UNITED STATES DISTRICT COURT**  
8 **DISTRICT OF NEVADA**  
9

10 UNITED STATES OF AMERICA,  
11 Plaintiff,  
12 v.  
13 MURRELL VAILES,  
14 Defendant.  
15

Case No. 2:22-cr-00104-JAD-BNW

**STIPULATION AND ORDER  
TO CONTINUE DEADLINE FOR  
OBJECTIONS TO REPORT AND  
RECOMMENDATION**  
(First Request)

ECF Nos. 38, 40

16 IT IS HEREBY STIPULATED AND AGREED, by and between Jason M.  
17 Frierson, United States Attorney, and Bianca R. Pucci, Assistant United States  
18 Attorney, counsel for the United States of America, and Rene L. Valladares,  
19 Federal Public Defender, and Joanne L. Diamond, Assistant Federal Public  
20 Defender, counsel for Murrell Vailes, that the objections to report and  
21 recommendation currently due on January 20, 2023, be vacated and continued for  
22 thirty (30) days, to February 21, 2023.<sup>1</sup>

23 This Stipulation is entered into for the following reasons:  
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26 <sup>1</sup> 30 days from January 20, 2023, is Sunday, February 19, 2023. Monday,  
February 20, 2023, is a federal holiday (President's Day). Tuesday, February 21,  
2023, is the next business day.

1           1.       Counsel for the defendant is out of the country next week, January  
2 16-20, 2023.

3           2.       Counsel for the defendant and counsel for the government have a  
4 trial set to begin on February 13, 2023.

5           3.       The time requested will allow counsel for the defendant to file her  
6 objections and counsel for the government to file her response while allowing  
7 both parties to adequately prepare for their upcoming trial.

8           4.       The defendant is incarcerated and does not object to a continuance.

9           5.       The parties agree to the continuance.

10          6.       Additionally, denial of this request for continuance could result in a  
11 miscarriage of justice.

12           This is the first request for continuance filed herein.

13           DATED: January 9, 2023.

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15       RENE L. VALLADARES  
16       Federal Public Defender

          JASON M. FRIERSON  
          United States Attorney

17           */s/ Joanne L. Diamond*  
18       By \_\_\_\_\_  
19       JOANNE L. DIAMOND  
          Assistant Federal Public Defender

*/s/ Bianca R. Pucci*  
          By \_\_\_\_\_  
          BIANCA R. PUCCI  
          Assistant United States Attorney

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,  
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5 Plaintiff,

6 v.

7 MURRELL VAILES,  
8 Defendant.

Case No. 2:22-cr-00104-JAD-BNW

ORDER

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10 Based on the Stipulation of counsel [40] and good cause appearing,  
11 IT IS THEREFORE ORDERED that the deadline for filing objections to the  
12 report and recommendation [38] is CONTINUED to February 21, 2023.

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14 DATED this 23rd day of January, 2023.

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17 UNITED STATES DISTRICT JUDGE  
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